

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER  
DEPARTMENT C37

THE PEOPLE OF THE STATE OF  
CALIFORNIA,

PLAINTIFF,

VS.

JOSHUA WARING,

DEFENDANT.

)  
)  
)  
NO. 17WF2266

HONORABLE JONATHAN FISH, JUDGE PRESIDING

REPORTER'S TRANSCRIPT

MONDAY, AUGUST 13, 2018

APPEARANCES OF COUNSEL:

FOR THE PEOPLE:

TONY RACKAUCKAS, DISTRICT ATTORNEY  
BY: CYNTHIA NICHOLS, DEPUTY DISTRICT ATTORNEY  
AND  
BY: JOHN MAXFIELD, DEPUTY DISTRICT ATTORNEY  
(FOR MOTION PURPOSES ONLY)

FOR THE DEFENDANT:

JOEL M. GARSON, ALTERNATE DEFENDER'S OFFICE  
ATTORNEY AT LAW

FOR THE ORANGE COUNTY SHERIFF'S DEPARTMENT:

BY: ANNIE J. LOO, DEPUTY COUNTY COUNSEL  
AND  
BY: D. KEVIN DUNN, DEPUTY COUNTY COUNSEL  
AND  
BY: CAROLYN KHOZAM, DEPUTY COUNTY COUNSEL

KIMBERLY REX, RMR, CSR #6638

OFFICIAL COURT REPORTER (PAGES 5 THROUGH 6 - SEALED)

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF ORANGE, CENTRAL JUSTICE CENTER**

PEOPLE OF THE STATE OF CALIFORNIA,  
*Plaintiff,*  
vs.  
JOHN DOES 1-58,  
*Defendant.*

Case No.: M-17638

## [PROPOSED] ORDERS

**TO: ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE; ORANGE COUNTY COUNSEL; ORANGE COUNTY SHERIFF'S DEPARTMENT; ANY OUTSIDE LAW ENFORCEMENT AGENCY IN ORANGE COUNTY; GLOBAL TEL-LINK ("GTEL") TELEPHONE COMPANY;**

- (1) This Court hereby appoints a special master pursuant to California Penal Code § 1524 and State Bar Rule 7.100.
- (2) The Court orders the Orange County District Attorney's Office, the Orange County Counsel Office, the Orange County Sheriff's Department, "GTEL" Global Tel-Link Telephone Company, and any law enforcement or prosecution agency, not to listen to, review, or otherwise access any recorded attorney-client privileged phone calls.
- (3) The Court orders any law enforcement agency which knows or suspects that it may have obtained attorney-client privileged recordings to return hard copy recordings to the appointed Special Master. Any digital copies must be deleted/destroyed.

IT IS SO ORDERED.

Date: AUG 20 2018

3:54 p.m.

Judge Gregg L. Prickett

JUDGE OF THE SUPERIOR COURT

October 04, 2018

1 SUPERIOR COURT OF CALIFORNIA  
2 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER  
3 DEPARTMENT C35 SITTING IN DEPARTMENT C41

4 -000-

5 THE PEOPLE OF THE STATE OF )  
6 CALIFORNIA, )  
7 PLAINTIFF, )  
8 VS. ) CASE NO. M-17638  
9 JOHN DOES 1-58, )  
10 DEFENDANTS. )  
11 ) **CERTIFIED  
12 ) TRANSCRIPT**

13 HONORABLE GREGG L. PRICKETT, JUDGE PRESIDING  
14 REPORTER'S TRANSCRIPT

15 OCTOBER 4, 2018

16 APPEARANCES OF COUNSEL:

17 FOR ORANGE COUNTY DISTRICT ATTORNEY OFFICE:  
18 TONY RACKAUCKAS, DISTRICT ATTORNEY  
19 BY: DENISE HERNANDEZ, DEPUTY DISTRICT ATTORNEY

20 FOR ORANGE COUNTY PUBLIC DEFENDERS OFFICE:  
21 SHARON PETROSINO, PUBLIC DEFENDER  
22 BY: SARA ROSS, ASSISTANT PUBLIC DEFENDER

23 FOR ORANGE COUNTY ALTERNATE DEFENDERS OFFICE:  
24 RANDY LADISKY, ALTERNATE DEFENDER

25 FOR ASSOCIATE DEFENDERS OFFICE:  
26 DENISE GRAGG, ASSOCIATE DEFENDER

27 FOR ORANGE COUNTY SHERIFF'S DEPARTMENT:  
28 BY: ANNIE J. LOO, DEPUTY COUNTY COUNSEL

29 FOR GTEL: ADIL KHAN, ATTORNEY AT LAW

30 ADRIANA ARANETA, CRR, CSR NO. 9666

November 07, 2018

1 SUPERIOR COURT OF CALIFORNIA

2 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

3 DEPARTMENT C35

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5 THE PEOPLE OF THE STATE OF )  
6 CALIFORNIA, )  
7 )  
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11 )  
12 JOHN DOES 1-58, )  
13 )  
14 DEFENDANTS. )  
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16 )

CERTIFIED  
TRANSCRIPT

12 HONORABLE GREGG L. PRICKETT, JUDGE PRESIDING

13 REPORTER'S TRANSCRIPT

14 IN-CAMERA PROCEEDING

15 NOVEMBER 7, 2018

16

17 APPEARANCES OF COUNSEL:

18

19 FOR ORANGE COUNTY SHERIFF'S DEPARTMENT:  
20 BY: ANNIE J. LOO, DEPUTY COUNTY COUNSEL

21

22

23

24 ADRIANA ARANETA, CRR, CSR NO. 9666  
25 OFFICIAL COURT REPORTER

26



Alan Castillo Esq., SBN 173230

Marlo Cordero Esq., SBN 215959

Peter Iacona Esq., SBN 244016

October 3<sup>rd</sup>, 2018

Orange County Sheriff's Dept.  
Attn: Sheriff Sandra Hutchens  
Special Handling Unit  
550 N. Flower Street  
Santa Ana, CA 92703

Ms. Andrea Melera  
Head of Legal Department  
Global Tel Link Corporation  
Via Email [Andrea.Melera@gtl.net](mailto:Andrea.Melera@gtl.net)

Office of the District Attorney  
Attn: Deputy DA Jeff Kirk  
401 W. Civic Center Dr.  
Santa Ana, CA 92701

**Re: Request for Inventory of Recorded Attorney-Client Communications/Phone Calls  
Notice to Cease & Desist Recording of Confidential & Privileged Communications  
Inmate Daniel Gidanian Booking # 2971868  
Orange County Superior Court Case No. 16HF1658  
Orange County Superior Court Case No. 16HF1619**

To All Referenced Parties:

Let this serve as a formal notice that I represent the defendant in both of the above entitled matters.

Mr. Gidanian was incarcerated on or about December 13, 2016. I was recently informed, on or about September 14, 2018, by the assigned Deputy DA in the above entitled matters, that at least one and possibly more of my attorney-client communications were recorded by the Orange County Sheriff's Department (OCSD) and Global Tel Link Corporation (GTL), the third-party official provider of inmate telephone services for the Orange County Jail System as operated under the direction of OCSD. .

For your information, I, Alan Castillo, Attorney of Record for Daniel Gidanian, am an account holder with GTL for my cell phone number (949) 813-1729. This number is available

for use by my clients at any Orange County Jail facility to call me directly for privileged and confidential attorney-client communications. The account was set up and paid for using my law firm credit card, The SoCal Law Network, and this same card is used periodically to add monies/credit to the account for use by my incarcerated clients. The above entitled defendant has been incarcerated at the Men's Central Jail from December 2016 to the present, except for approximately two brief transfers to prison for diagnostic testing, from which he was then returned to Men's Central Jail.

I am requesting an inventory and accounting of any and all recorded attorney client confidential communications to my cell phone number, [REDACTED] as well as any other calls from Mr. Gidanian To any of the following phone numbers associated with my law firm and my two partners:

- (1) Cell Phone Attorney Alan Castillo [REDACTED]
- (2) Cell Phone Attorney Peter Iocona [REDACTED]
- (3) Cell Phone Attorney Marlo Cordero [REDACTED]
- (4) The SoCal Law Network Office Phone [REDACTED]

For clarity we are requesting the following:

- I. An inventory and accounting in the form of a print out of all telephonic calls made through GTL for Orange County jail Inmate Booking number 2971868, defendant in both of the above entitled actions, and
- II. An explanation as to whether or not any recorded phone calls associated with the four telephone numbers provided herein, were accessed, listened to or analyzed in anyway using GTL's Data IQ to analyze the data and/or content of each recorded call, and

GTL Identifies Call IQ Technology and its capabilities as follows:

*"Call IQ® can monitor recorded calls, producing transcribed call recording logs that are then searched using the advanced screening tools. The advanced Call IQ® programming allows the application to identify calls that contain categories, topics, or words of interest that other programs may miss. Designed with input from professional investigators, the system can identify street terminology and complex phrases and concepts that are then flagged for investigators."*

*The capabilities delivered by GTL allow investigators to reveal untold information that in the past may have gone undiscovered simply due to a lack of resources. This means that investigators can spend more time analyzing and concentrating on sections of recordings that contain criminal activity and less time gathering information. Multiple search methods allow investigators to find incriminating calls, link hidden relationships, prevent crimes, and easily gather useful intelligence. As a critical time-saving feature, the system allows investigators to focus on key parts of recorded conversations that expose potential criminal activity or otherwise relate to an active investigation."*

**III. A list including, but not limited to any and all Orange County Sheriff's Department detention facility deputies, civilian employees and investigators, any and all employees of the Office of The District Attorney including any sworn law enforcement officer within that office and/or investigators from that office, including any civilian employees and/or any other law enforcement officers from any law enforcement agency that HAVE or HAD access to any such recorded phone calls and/or communications between Inmate Gidanian and his Attorneys of record.**

I'm requesting a response within 10 business days. If a subpoena or additional time is necessary to compile the requested information is necessary, then please respond immediately.

Lastly, consider this a **NOTIFICATION TO CEASE & DESIST THE PRACTICE OF RECORDING ANY AND ALL ATTORNEY-CLIENT COMMUNICATIONS AND/OR PHONE CALLS** regardless of whether they are phone calls originating from our GTL account, the GTL accounts of our incarcerated clients and/or any other source regardless of the point of origination between myself, the Attorneys of the SoCal Law Network, as listed herein and our clients.

Thank you in advance for your professional courtesy and cooperation regarding this very serious and potentially illegal matter. If you have any questions or need additional information I can be reached at my cell phone number and/or email listed below.

Sincerely,

  


Alan Castillo, Esq.  
The SoCal Law Network  
23152 Verdugo Drive, Suite 201  
Laguna Hills, CA 92653  
(Office) 949-305-7995  
(Cell) 949-813-1729  
[info@socallawnetwork.com](mailto:info@socallawnetwork.com)

Attorneys for Daniel Gidanian

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